

§ 80.71**40 CFR Ch. I (7–1–07 Edition)**

hour ozone NAAQS, remains a covered area as follows: [RESERVED]

[59 FR 7813, Feb. 16, 1994, as amended at 59 FR 36964, July 20, 1994; 60 FR 2699, Jan 11, 1995; 60 FR 35491, July 10, 1995; 61 FR 35680, July 8, 1996; 62 FR 30270, June 3, 1997; 63 FR 43049, Aug. 11, 1998; 63 FR 52104, Sept. 29, 1998; 64 FR 10371, Mar. 3, 1999; 67 FR 38403, June 4, 2002; 70 FR 71705, Nov. 29, 2005; 72 FR 20242, Apr. 24, 2007]

§ 80.71 Descriptions of VOC-control regions.

(a) Reformulated gasoline covered areas which are located in the following States are included in VOC-Control Region 1:

Alabama	Missouri
Arizona	Nevada
Arkansas	New Mexico
California	North Carolina
Colorado	Oklahoma
District of Columbia	Oregon
Florida	South Carolina
Georgia	Tennessee
Kansas	Texas
Louisiana	Utah
Maryland	Virginia
Mississippi	

(b) Reformulated gasoline covered areas which are located in the following States are included in VOC-Control Region 2:

Connecticut	New Hampshire
Delaware	New Jersey
Idaho	New York
Illinois	North Dakota
Indiana	Ohio
Iowa	Pennsylvania
Kentucky	Rhode Island
Maine	South Dakota
Massachusetts	Vermont
Michigan	Washington
Minnesota	West Virginia
Montana	Wisconsin
Nebraska	Wyoming

(c) Reformulated gasoline covered areas which are partially in VOC Control Region 1 and partially in VOC Control Region 2 shall be included in VOC Control Region 1, except in the case of the Philadelphia-Wilmington-Trenton CMSA which shall be included in VOC Control Region 2.

§ 80.72 Procedures for opting out of the covered areas.

(a) In accordance with paragraph (b) of this section, the Administrator may approve a petition from a state asking

for removal of any opt-in area, or portion of an opt-in area, from inclusion as a covered area under § 80.70. If the Administrator approves a petition, he or she shall set an effective date as provided in paragraph (c) of this section. The Administrator shall notify the state in writing of the Agency's action on the petition and the effective date of the removal when the petition is approved.

(b) To be approved under paragraph (a) of this section, a petition must be signed by the Governor of a State, or his or her authorized representative, and must include the following:

(1) A geographic description of each opt-in area, or portion of each opt-in area, which is covered by the petition;

(2) A description of all ways in which reformulated gasoline is relied upon as a control measure in any approved State or local implementation plan or plan revision, or in any submission to the Agency containing any proposed plan or plan revision (and any associated request for redesignation) that is pending before the Agency when the petition is submitted; and

(3) For any opt-in areas covered by the petition for which reformulated gasoline is relied upon as a control measure as described under paragraph (b)(2) of this section, the petition shall include the following information:

(i) Identify whether the State is withdrawing any such pending plan submission;

(ii)(A) Identify whether the State intends to submit a revision to any such approved plan provision or pending plan submission that does not rely on reformulated gasoline as a control measure, and describe the alternative air quality measures, if any, that the State plans to use to replace reformulated gasoline as a control measure;

(B) A description of the current status of any proposed revision to any such approved plan provision or pending plan submission, as well as a projected schedule for submission of such proposed revision;

(iii) If the State is not withdrawing any such pending plan submission and does not intend to submit a revision to any such approved plan provision or pending plan submission, describe why no revision is necessary;